

**REMARKS**

Claims 1-37 are pending in the application. The Office Action sets forth a restriction requirement between the following defined inventions:

- I. Claims 1-13 and 24-29, drawn to a method and apparatus for separating particles comprising a microchip deflecting particles onto a capture plate;
- II. Claims 14-23 and 30-32, drawn to a method and apparatus for separating particles comprising a microchip deflecting particles into a plurality of branch flow passes;
- III. Claim 33, a method for manufacturing microchips; and
- IV. Claims 34-37, an apparatus comprising a deflection control circuit.

Applicants elect Group I, which is drawn to a method and apparatus for separating particles comprising a microchip deflecting particles onto a capture plate, without traverse.

This election does not change the inventorship of the application.

If an extension of time is required to enable this document to be timely filed and there is no separate Petition for Extension of Time filed herewith, this document is to be construed as also constituting a Petition for Extension of Time Under 37 C.F.R. § 1.136(a) for a period of time sufficient to enable this document to be timely filed.

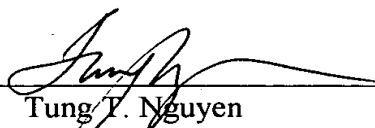
Any other fee required for such Petition for Extension of Time and any other fee required by this document pursuant to 37 C.F.R. §§ 1.16 and 1.17, other than the issue fee,

Application No.: 10/010,665  
Restriction Requirement Dated October 3, 2003  
In Reply to Office Action Dated September 4, 2003

and not submitted herewith should be charged to Sidley & Austin Deposit Account  
No. 18-1260.. Any refund should be credited to the same account.

Respectfully submitted,

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